

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

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LITIGATION

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C.A. No. 1:13-md-02472-S

CASE MANAGEMENT ORDER NUMBER 1

WILLIAM E. SMITH, United States District Judge.

An Initial Status Conference (the "Conference") was held in the above-captioned matter on November 4, 2013. At the Conference, the parties discussed methods to appropriately and efficiently administer this complex matter. Pursuant to those discussions, IT IS HEREBY ORDERED:

1. The following deadlines are established for the filing of the Consolidated Complaint(s) and the Motion(s) to Dismiss:

December 6, 2013 - Consolidated Complaint(s) Filed
February 7, 2014 - Motion(s) to Dismiss Filed
March 24, 2014 - Opposition to Motion(s) to Dismiss Filed
April 23, 2014 - Reply Filed

2. The following firms are designated to act as Interim Co-Lead Counsel Committee for the Direct Purchaser Class Plaintiffs:

Hagens Berman Sobol Shapiro LLP
Faruqi & Faruqi, LLP
Berger & Montague P.C.
Kessler Topaz Meltzer & Check, LLP

3. The following firms are designated to serve as Interim Co-Lead Counsel Committee for the End-Payor Class Plaintiffs:

Motley Rice, LLP
Miller Law LLC

Cohen Milstein Seller & Toll PLLC
Hilliard & Shadowen LLC

4. Interim Co-Lead Counsel Committee for the Direct Purchaser and End-Payor Class Plaintiffs shall serve in such capacities until the filing of the Consolidated Complaint(s) on December 6, 2013. Prior to that date, these firms shall submit to the Court proposals for limiting costs, disbursements, attorney's fees and other expenses associated with the litigation of this matter. The Court will determine how to proceed with the selection of lead counsel after reviewing these proposals.
5. Notwithstanding Local Rule 204(c) which limits the number of *pro hac vice* counsel that may be admitted to represent a party to three (3), for purposes of this multidistrict litigation, up to four (4) attorneys may be admitted *pro hac vice* to represent each party.
6. During the pendency of the Consolidated Complaint(s) and the Motion(s) to Dismiss, the parties shall meet and confer and shall, as promptly as possible, facilitate the disclosure of documents related to the underlying patent litigation and related settlement. The parties may also initiate limited formal discovery, including the filing of interrogatories. Finally, the parties are encouraged to begin the process of identifying areas in which designation of Rule 30(b)(6)

witnesses will be required. Further Case Management Orders
will be issued by the Court in due course.

IT IS SO ORDERED.

/s/ William E. Smith

William E. Smith
U.S. District Judge
Date: November 8, 2013